

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

**IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION**

This document relates to:

*The County of Summit, Ohio, et al. v. Purdue
Pharma L.P., et al.*
Case No. 18-op-45090

MDL No. 2804

Hon. Dan Aaron Polster

*The County of Cuyahoga, et al. v. Purdue
Pharma L.P., et al.*
Case No. 17-op-45004

**DECLARATION OF ASHLEY W. HARDIN
IN SUPPORT OF DEFENDANTS' MOTION TO EXCLUDE EXPERT TESTIMONY OF
KATHERINE KEYES, ANNA LEMBKE & JONATHAN GRUBER
RE THE "GATEWAY HYPOTHESIS" OF CAUSATION**

I, Ashley W. Hardin, declare as follows:

1. I am an attorney at Williams & Connolly LLP, counsel for Defendant Cardinal Health, Inc. in the above-captioned case.

2. I submit this declaration in support of Defendants' Motion To Exclude Expert Testimony of Katherine Keyes, Anna Lembke & Jonathan Gruber Re: the "Gateway Hypothesis" of Causation.

3. Attached as **Exhibit 1** is a true and correct copy of the 2016 Cuyahoga County Opiate Task Force Report, CUYAH_014194735.

4. Attached as **Exhibit 2** is a true and correct copy of excerpts from the transcript of the deposition of Anna Lembke, conducted on April 24, 2019.

5. Attached as **Exhibit 3** is a true and correct copy of excerpts from the transcript of the deposition of Jonathan Gruber, conducted on April 25, 2019.

6. Attached as **Exhibit 4** is a true and correct copy of an article, marked as Exhibit 10 to the deposition of Dr. Thomas Gilson: Thomas Gilson et al., *The Cuyahoga County Heroin Epidemic*, American Forensic Pathology (Mar. 1, 2014).

7. Attached as **Exhibit 5** is a true and correct copy of an excerpt from the transcript of the deposition of Deborah Forkas, conducted on January 23, 2019.

8. Attached as **Exhibit 6** is a true and correct copy of an article, marked as Exhibit 11 to the deposition of Dr. Katherine Keyes: Wilson M. Compton et al., *Relationship between Nonmedical Prescription-Opioid Use and Heroin Use*, N. Engl. J. Med., 374, 156–57 (2016).

9. Attached as **Exhibit 7** is a true and correct copy of the May 10, 2019 Expert Report of Catherine Rahilly-Tierney M.D., M.P.H..

10. Attached as **Exhibit 8** is a true and correct copy of the May 10, 2019 Expert Report of Rob Lyerla, PhD MGIS.

11. Attached as **Exhibit 9** is a true and correct copy of excerpts from the transcript of the deposition of Katherine Keyes, conducted on April 29, 2019.

Dated: June 28, 2019

Respectfully submitted,

/s/ Ashley W. Hardin
WILLIAMS & CONNOLLY LLP
Ashley W. Hardin
725 Twelfth Street, N.W.
Washington, DC 20005
Telephone: (202) 434-5000
Fax: (202) 434-5029
ahardin@wc.com

Counsel for Defendant Cardinal Health, Inc.

CERTIFICATE OF SERVICE

I, Ashley W. Hardin, hereby certify that the foregoing document was served on all counsel of record via the Court's ECF system.

/s/ Ashley W. Hardin

Ashley W. Hardin